

In Re: AgoulNIK
Serial No.: 10/501,120
Filed: December 20, 2004
Page 15 of 15

REMARKS

Claims 1-7, 10-14, 16-55, 57, 58 and 60-82 are pending in the present application. In the Office Action, the Examiner restricted the claims into four groups:

- Group I: epoxyketone subject matter wherein at least one of A or J is present;
- Group II: epoxyketone subject matter wherein A and J are not present;
- Group III: boron containing subject matter wherein A and J at least one of A or J are present; and
- Group IV: boron containing subject matter wherein A and J are not present.


The Office Action further requires election of a single disclosed species.

Applicant hereby elects, without traverse, Group I, directed to epoxyketone subject matter wherein at least one of A or J is present. Applicant also elects, as the single disclosed species, compound ER-807446, the structure of which can be found on page 105 of the present specification.

In order to comply with the restriction requirement, Claims 3, 4, 10-12, 14, 21-23, 27-29, 33-37, 60-62, 71-77, 79 and 80 are canceled herein without prejudice, as being directed to a nonelected invention, and Claims 1 and 38-42 have been amended herein. Therefore, Claims 1, 2, 5-7, 13, 16-20, 24-26, 30-32, 38-55, 57, 58, 63-70, 78, 81 and 82, as presently amended, now read on the subject matter of Group I.

Applicants respectfully submit that this application is in condition for substantive examination, which action is respectfully requested. The Examiner is also encouraged to contact the undersigned directly at (919) 854-1400, if such contact will expedite the examination and allowance of the pending claims.

Respectfully submitted,

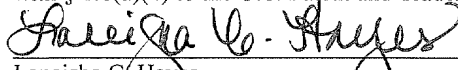

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Serial No.: 10/501,120
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Page 16 of 16

CERTIFICATION OF TRANSMISSION

I hereby certify that this correspondence is being transmitted via the Office electronic filing system in accordance with § 1.6(a)(4) to the U.S. Patent and Trademark Office on September 17, 2007.



Lancisha C. Hayes
Date of Signature: September 17, 2007